

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CRIMINAL MINUTES

Date: March 30, 2022 **Time:** 5 hours 31 minutes **Judge:** MAXINE M. CHESNEY

Case No.: 18-cr-00465-MMC- **Case Name:** UNITED STATES v. Fujian Jinhua Integrated Circuit, Co.

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Attorney for Plaintiff: Laura Vartain, Nicholas Walsh, Nicholas Hunter, Stephen Marzen

Attorney for Defendant: Jack DiCanio, Emily Reitmeier, Matthew Sloan

Deputy Clerk: Tracy Geiger

Court Reporter: Ruth Levine Ekhaus

PROCEEDINGS

Bench Trial – Day Nineteen

Government witness(es): Cross examination of Dr. Thomas Dyer.

Mark Durcan, Terrence Daly

CASE CONTINUED TO: March 31, 2022 at 9:00 a.m. for Continued Bench Trial

Admitted Trial Exhibits:

Government Exhibits: 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 894, 1053, 1533

Defense Exhibits: 3049, 3061, 3162, 3163, 4812

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

Case No: 18-cr-00465-MMC-2

Case Name: USA v. Fujian Jinhua Integrated Circuit, Co. Ltd.

TRIAL SHEET, EXHIBIT and WITNESS LIST

JUDGE:	PLAINTIFF ATTORNEY:	DEFENSE ATTORNEY:
Maxine M. Chesney	Laura Vartain, Nicholas Walsh, Nicholas Hunter, Stephen Marzen	Jack DiCanio, Emily Reitmeier, Matthew Sloan
TRIAL DATE:	REPORTER(S):	CLERK:
March 30, 2022	Ruth Levine Ekhaus	Tracy Geiger

PLF NO.	DEF NO.	DATE/TIME OFFERED	ID	REC	DESCRIPTION	BY
		9:00 AM			Court reconvened – all counsel present.	
					Defense counsel updated the Court that the	
					Witnesses have made an application to have	
					Remote testimony taken at US consulate and are	
					Waiting for approval.	
					Three additional defense witnesses are in a	
					Province that is on lock-down.	
					Government counsel believes that it would be	
					Preferable to have the remote testimony from the	
					Embassy and that letters rogatory would probably	
					Be necessary.	
		9:22 AM			Defense counsel informed the Court that they	
					Have substituted defense exhibit 3049 with a copy	
					That has Bates number(s) on the document.	
					Government counsel has no objection to 3049	
					As to authenticity.	
	3049	3/30/2022	X	X		
	4812	3/30/2022	X	X		
		9:33 AM			Continued cross examination of Dr. Thomas Dyer	Dft
	4806		X			
	4858		X			
	3061	3/30/2022	X	X		
	3162		X			
	3163		X			
		10:32 AM			Court recess	
		10:53 AM			Court reconvened	

	3162	3/30/2022	X	X		
	3163	3/30/2022	X	X		
		10:57 AM			Re-direct examination of Dr. Thomas Dyer	Gvt
849		3/30/2022	X	X		
850		3/30/2022	X	X		
851		3/30/2022	X	X		
852		3/30/2022	X	X		
853		3/30/2022	X	X		
854		3/30/2022	X	X		
855		3/30/2022	X	X		
856		3/30/2022	X	X		
857		3/30/2022	X	X		
858		3/30/2022	X	X		
859		3/30/2022	X	X		
860		3/30/2022	X	X		
861		3/30/2022	X	X		
862		3/30/2022	X	X		
863		3/30/2022	X	X		
864		3/30/2022	X	X		
865		3/30/2022	X	X		
866		3/30/2022	X	X		
867		3/30/2022	X	X		
868		3/30/2022	X	X		
869		3/30/2022	X	X		
870		3/30/2022	X	X		
871		3/30/2022	X	X		
872		3/30/2022	X	X		
873		3/30/2022	X	X		
874		3/30/2022	X	X		
875		3/30/2022	X	X		
876		3/30/2022	X	X		
877		3/30/2022	X	X		
878		3/30/2022	X	X		
879		3/30/2022	X	X		
880		3/30/2022	X	X		
881		3/30/2022	X	X		
1053		3/30/2022	X	X		
		11:19 AM			Re-cross examination of Dr. Thomas Dyer	Dft

		11:26 AM			Re-cross examination concluded	
					Court questioned witness.	
		11:28 AM			Witness excused	
					Government witness: MARK DURCAN	
		12:01 PM			Court recess	
		1:02 PM			Court reconvened	
					Continued direct examination of Mark Durcan	Gvt
		1:24 PM			Cross examination of Mark Durcan	Dft
		1:43 PM			Witness excused	
					Defense counsel objects to Terrence Daly's	
					Demonstrative No. 7.	
		2:03 PM			Government witness: TERRENCE DALY	
		2:34 PM			Court recess	
		2:51 PM			Court reconvened	
		2:52 PM			Continued direct of Terrence Daly	Gvt
1533		3/30/2022	X	X	Daly Demonstrative 5	
894		3/30/2022	X	X		
		4:10 PM			Court recess	